

16871
NOTICE OF RULE ADOPTION – FINAL RULE

STATE OF MISSISSIPPI
MS State Department of Health



MS State Department of Health
c/o Timothy R. Darnell
P. O. Box 1700
Jackson, MS 39215-1700
601-576-7690
Telephone Number
tdarnell@msdh.state.ms.us
Email Address

Specific Legal Authority Authorizing the promulgation
of Rule: Sections 45-23-1 through 45-23-61
MS Code of 1972, Annotated

Reference to Rules repealed, amended or suspended by
the Final Rule:

Title 15 - MS Department of Health
Part III - Office of Health Protection
Subpart 76 - Boiler and Pressure Vessel Safety, Chap. 01

Date Rule Proposed: 03/01/2010

Date Rule Adopted: 04/14/2010

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule: MS Code was amended to raise certificate fees from \$10 and \$20 to \$20 and \$30 respectively. The code was also amended to exempt certain types of air tanks from inspection. These regulation changes are proposed in order to reflect changes in the law.

The Agency Rule Making Record for this rule including any written comment(s) received during the comment period and the record of any oral proceeding is available for public inspection by contacting the Agency at the above address.

☒ An oral proceeding was held on this rule:
Date: 04/07/2010
Time: 9:00a.m.
Place: Osborne Building, MS State Dept of Health, Jackson, MS

☐ An oral proceeding was not held on this rule.

The Agency has considered the written comments and the presentations made in any oral proceedings, and:

- ☒ This rule as adopted is without variance from the proposed rule.
- ☐ This rule as adopted differs from the proposed rule as there are minor editorial changes which affect the form rather than the substance of the rule.
- ☐ This rule as adopted differs from the proposed rule and all of the following apply:
- The differences are within the scope of the matter in the notice of proposed rule adoption,
 - The differences are a logical outgrowth of the contents of the Notice of Proposed Rule Adoption and the comments submitted in response thereto, and
 - The Notice of Proposed Rule Adoption provided fair warning that the outcome of the proposed rule adoption could be the rule in question.

The entire text of the Final Rule including the text of any rule being amended or changed is attached.

Effective Date of Rule: 05/14/2010

Timothy R. Darnell, Director of Environmental Health
Printed Name/Title of Person Submitting Rule for Filing

Signature